

# DECLARATION UNDER 35 USC §371(c)(4) FOR PCT APPLICATION FOR UNITED STATES PATENT

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below under my name;

I verily believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought, namely the invention entitled:

## USE OF AMIDE OR ESTER OF SUGAR AND OF FATTY ACID, FOR TREATING AND/OR PREVENTING DRY SKIN

described and claimed in international application number PCT/IB03/004517 filed October 14, 2003.

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations §1.56.

Under Title 35, U.S. Code §119, the priority benefits of the following foreign application(s) filed by me or my legal representatives or assigns within one year prior to my international application are hereby claimed:

French Patent Application 02 12827, filed October 15, 2002

French Patent Application 02 12828, filed October 15, 2002

The following application(s) for patent or inventor's certificate on this invention were filed in countries foreign to the United States of America either (a) more than one year prior to my international application, or (b) before the filing date of the above-named foreign priority application(s):

ALL CORRESPONDENCE IN CONNECTION WITH THIS APPLICATION SHOULD BE SENT TO OLIFF & BERRIDGE, PLC, CUSTOMER NUMBER 25944, TELEPHONE (703) 836-6400.

I hereby declare that I have reviewed and understand the contents of this Declaration, and that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1 *1-60*  
**Typewritten Full Name  
of Sole or First Inventor:**

Gilles RUBINSTEN  
Given Name Middle Initial Family Name

2 **Inventor's Signature:**

Gilles Rubinsten

3 **Date of Signature:**

06 20 2005  
Month Day Year

Residence:

Paris France FR  
City State or Province Country

Citizenship:

French

Post Office Address:

295 rue Saint-Jacques

(Insert complete mailing  
address, including country)

F-75005 PARIS, FRANCE

**Note to Inventor:** Please sign name on line 2 exactly as it appears in line 1 and insert the actual date of signing on line 3.

**IF THERE IS MORE THAN ONE INVENTOR USE PAGE 2 AND PLACE AN "X" HERE ☒**  
(Discard this page in a sole inventor application)

2-00

1 **Typewritten Full Name of Joint Inventor:** Jean-François MICHELET  
 Given Name Middle Initial Family Name

2 **Inventor's Signature:** Jean-François Michel

3 **Date of Signature:** 06 00 2005  
 Month Day Year

Residence: CRETEIL FRY France  
 City State or Province Country

Citizenship: French

Post Office Address: 41, rue de Bonne  
 (Insert complete mailing address, including country) F-94000 CRETEIL, FRANCE

3-00

1 **Typewritten Full Name of Joint Inventor:** Bruno BERNARD  
 Given Name Middle Initial Family Name

2 **Inventor's Signature:** Bruno A Bernard

3 **Date of Signature:** 06 20 2005  
 Month Day Year

Residence: NEUILLY SUR SEINE FRY France  
 City State or Province Country

Citizenship: French

Post Office Address: 13 avenue de Bretteville  
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4-00

1 **Typewritten Full Name of Joint Inventor:** Maria DALKO  
 Given Name Middle Initial Family Name

2 **Inventor's Signature:** Maria Dalko

3 **Date of Signature:** 06 20 2005  
 Month Day Year

Residence: GIF SUR YVETTE FRY France  
 City State or Province Country

Citizenship: French

Post Office Address: 16 résidence du Chateau de Courcelles  
 (Insert complete mailing address, including country) F-91190 GIF SUR YVETTE, FRANCE

1 **Typewritten Full Name of Joint Inventor:** \_\_\_\_\_  
 Given Name Middle Initial Family Name

2 **Inventor's Signature:** \_\_\_\_\_

3 **Date of Signature:** \_\_\_\_\_  
 Month Day Year

Residence: \_\_\_\_\_  
 City State or Province Country

Citizenship: \_\_\_\_\_

Post Office Address: \_\_\_\_\_  
 (Insert complete mailing address, including country) \_\_\_\_\_

**Note to Inventor:** Please sign name on line 2 exactly as it appears in line 1 and insert the actual date of signing on line 3.

This form may be executed only when attached to the first page of the Declaration and Power of Attorney of the application to which it pertains.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Gilles RUBINSTENN et al.

Application No.: 10/527,311

Filed: August 8, 2005

Docket No.: 123122

For: USE OF AMIDE OR ESTER OF SUGAR AND OF FATTY ACID, FOR TREATING  
AND/OR PREVENTING DRY SKIN

**TRANSMITTAL OF POWER OF ATTORNEY AND  
STATEMENT UNDER 37 CFR § 3.73(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith is a Power of Attorney from the Assignee.

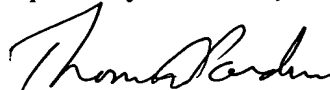
In compliance with 37 CFR §3.73(b), the undersigned hereby states that L'OREAL is the assignee of the entire right, title and interest in the patent application identified above by virtue of an assignment from the inventors of the patent application identified above. A copy of the assignment is attached hereto.

The undersigned is authorized to act on behalf of the assignee.

In accordance with 37 CFR §1.36(a), submission of this Power of Attorney revokes any powers of attorney previously given.

**ALL CORRESPONDENCE IN CONNECTION WITH THIS APPLICATION SHOULD  
BE SENT TO OLIFF & BERRIDGE, PLC, CUSTOMER NO. 25944, TELEPHONE  
(703) 836-6400.**

Respectfully submitted,



Thomas J. Pardini  
Registration No. 30,411

TJP/nxy

Date: August 8, 2005

**PATENT APPLICATION**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**GENERAL POWER OF ATTORNEY  
TO PROSECUTE APPLICATIONS BEFORE  
THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Assignee Name and Address: L'OREAL  
14 rue Royale  
75008 Paris - France

appoints the patent practitioners associated with Oliff & Berridge, PLC Customer Number 25944 to represent it before the United States Patent and Trademark Office in connection with any and all U.S. patent applications assigned to the above-named assignee.

The undersigned is authorized to act on behalf of the assignee.

**ALL CORRESPONDENCE IN CONNECTION WITH THIS APPLICATION  
SHOULD BE SENT TO OLIFF & BERRIDGE, PLC, CUSTOMER NO. 25944,  
TELEPHONE (703) 836-6400.**

31. 08. 04  
Date

Denis Boulard  
Signature

Typed Name: \_\_\_\_\_

Title: \_\_\_\_\_

**Denis BOULARD**  
Fondateur de pouvoir

**Denis BOULARD**  
Fondateur de pouvoir

# **ASSIGNMENT**

(1-8)	<b>Insert Name(s) of Inventor(s)</b>	(1) <u>Gilles RUBINSTENN</u>	(5) _____
		(2) <u>Jean-François MICHELET</u>	(6) _____
		(3) <u>Bruno BERNARD</u>	(7) _____
		(4) <u>Maria DALKO</u>	(8) _____

In consideration of the sum of one dollar (\$1.00) and other good and valuable consideration paid to each of the undersigned, each undersigned agrees to assign, and hereby does assign, transfer and set over to

(9)	<b>Insert Name of Assignee</b>	(9) <u>L'OREAL</u>
(10)	<b>Insert Address of Assignee</b>	(10) <u>14, rue Royale, 75008 PARIS, FRANCE</u>

(hereinafter designated as the Assignee) and Assignee's heirs, successors, assigns and legal representatives, the entire right, title and interest for the United States of America as defined in 35 U.S.C. §100, in the invention, and in all applications for patent including any and all provisional, non-provisional, divisional, continuation, international, confirmation, substitute and reissue application(s), and all Letters Patent, extensions, reissues and reexamination certificates that may be granted on the invention known as

(11)	<b>Insert Identification such as Title, Case Number, or Foreign Application Number</b>	(11) <u>USE OF AMIDE OR ESTER OF SUGAR AND OF FATTY ACID, FOR TREATING AND/OR PREVENTING DRY SKIN</u>
		(Attorney Docket No. <u>123122</u> )

for which the undersigned has (have) executed an application for patent in the United States of America on even date herewith or

(12)	<b>Insert Date of Signing of Application</b>	(12) on _____
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(13)	<b>Alternative Identification for filed applications</b>	(13) U.S. application Serial Number _____ filed <u>March 10, 2005</u>
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1) Each undersigned agrees to execute all papers necessary in connection with any application and any continuing, divisional or reissue applications for the invention, and any patent(s) issuing thereon, and also to execute separate assignments in connection with such applications and patents as the Assignee may deem necessary.

2) Each undersigned agrees to execute all papers necessary in connection with any interference which may be declared concerning any application or continuation or division thereof, or any patent or reissue application based thereon, for the invention, and to cooperate with the Assignee in every way possible in obtaining evidence and going forward with such interference.

3) Each undersigned agrees to execute all papers and documents and perform any act which may be necessary in connection with claims or provisions of the International Convention for Protection of Industrial Property or similar agreements.

4) Each undersigned agrees to perform all affirmative acts which may be necessary to obtain, maintain or confirm by reissue or reexamination a grant of a valid United States patent to the Assignee.

5) Each undersigned authorizes and requests the Commissioner of the U.S. Patent and Trademark Office to issue any and all Letters Patents of the United States resulting from said application(s) to the said Assignee, as Assignee of the entire interest, and covenants that he has full right to convey the entire interest herein assigned, and that he has not executed, and will not execute, any agreements in conflict herewith, and agrees that this assignment is binding on him and his heirs, successors, assigns and legal representatives.

6) Each undersigned hereby grants the firm of OLIFF & BERRIDGE, PLC the power to insert on this assignment any further identification that may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

In witness whereof, executed by the undersigned on the date(s) opposite the undersigned name(s).

Date <u>06/20/2005</u>	Inventor Signature <u>Gilles Rubinstenn</u>	(SEAL)
Date <u>06/20/2005</u>	Inventor Signature <u>Jean Francois Michelet</u>	(SEAL)
Date <u>06/20/2005</u>	Inventor Signature <u>Bruno A. Bernard</u>	(SEAL)
Date <u>06/20/2005</u>	Inventor Signature <u>Maria Dalko</u>	(SEAL)
Date _____	Inventor Signature _____	(SEAL)
Date _____	Inventor Signature _____	(SEAL)
Date _____	Inventor Signature _____	(SEAL)
Date _____	Inventor Signature _____	(SEAL)

This assignment should preferably be signed before: (a) a Notary Public if within the U.S.A. (b) a U.S. Consul if outside the U.S.A. If neither, then it should be signed before at least two witnesses who also sign here:

Date <u>06/20/2005</u>	Witness <u>Michel Neuensch</u>
Date <u>06/30/2005</u>	Witness <u>[Signature]</u>